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BEFORE THE ARIZONA CORPORATION COMMISSION

Arizona Corporation Commission

COMMISSIONERS

DOCKETED

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DOUG LITTLE – Chairman
BOB STUMP
BOB BURNS
TOM FORESE
ANDY TOBIN

MAR 22 2016

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[Signature]

AZ CORP COMMISSION
DOCKET CONTROL

IN THE MATTER OF THE APPLICATION OF
LIBERTY UTILITIES (ENTRADA DEL ORO
SEWER) CORP., AN ARIZONA CORPORATION,
FOR A DETERMINATION OF THE FAIR VALUE
OF ITS UTILITY PLANTS AND PROPERTY AND
FOR INCREASES IN ITS WASTEWATER RATES
AND CHARGES FOR UTILITY SERVICE BASED
THEREON.

DOCKET NO. SW-04316A-16-0078

IN THE MATTER OF THE APPLICATION OF
LIBERTY UTILITIES (ENTRADA DEL ORO
SEWER) CORP., AN ARIZONA CORPORATION,
FOR AUTHORITY TO ISSUE EVIDENCE OF
INDEBTEDNESS IN AN AMOUNT NOT TO
EXCEED \$1,750,000.

DOCKET NO. SW-04316A-16-0085

PROCEDURAL ORDER

BY THE COMMISSION:

On March 3, 2016, Liberty Utilities (Entrada Del Oro Sewer) Corp. (“Liberty EDO”) filed with the Arizona Corporation Commission (“Commission”), in Docket No. SW-04316A-16-0078 (“Rates Docket”), an application requesting that the Commission establish the fair value of its plant and property used for the provision of public wastewater utility service and, based on such finding, approve permanent rates and charges for utility service designed to produce a fair return thereon.

On March 7, 2016, Liberty EDO filed with the Commission in Docket No. SW-04316A-16-0085 (“Finance Docket”), an application requesting authority from the Commission to issue evidence of indebtedness in a total amount not to exceed \$1,750,000.

On March 9, 2016, Liberty EDO filed Motions to Consolidate (“Motions”) in the Rates Docket and the Finance Docket. Liberty EDO states that, by consolidating both proceedings, resources would be better utilized as both dockets are “inextricably linked.” The Motions also request that new notice requirements be addressed in the event consolidation is granted.

The matters in the above captioned dockets are substantially related, and the rights of the parties

will not be prejudiced by consolidation. The interests of judicial efficiency and administrative economy warrant consolidation of these matters.

The Commission generally directs a utility to provide public notice of a financing application to its customers within ten (10) days of filing the application.¹ Because of the consolidation, however, a hearing will be held and public notice of the hearing will be required. Once the rates application is found sufficient, Liberty EDO will be required to provide public notice of the rate impact, hearing date, and other deadlines, and such notice will also include information regarding Liberty EDO's financing application. With provision of the combined notice, the notice requirements for both applications will be met.

IT IS THEREFORE ORDERED that **Docket Nos. SW-04316A-16-0078 and SW-04316A-16-0085 are hereby consolidated for purposes of resolving the issues raised in each docket.**

IT IS FURTHER ORDERED that, as permitted under A.A.C. R14-3-107(B), each party to this matter may opt to receive service of all filings in this docket, including all filings by parties and all Procedural Orders and Recommended Opinions and Orders/Recommended Orders issued by the Commission's Hearing Division, via email sent to an email address provided by the party rather than via U.S. Mail. To exercise this option, a party shall:

1. Ensure that the party has a valid and active email address to which the party has regular and reliable access ("designated email address");
2. Complete a Consent to Email Service using the form available on the Commission's website (www.azcc.gov) or a substantially similar format;
3. File the original and 13 copies of the Consent to Email Service form with the Commission's Docket Control, also providing service to each party to the service list;
4. Send an email, containing the party's name and the docket number for this matter, to HearingDivisionServicebyEmail@azcc.gov from the designated email address, to allow the Hearing Division to verify the validity of the designated email address;

¹ A.R.S. § 40-302(A) requires notice of a financing application to be given to the public, and the Commission's Utilities Division directs that such notice should be provided to customers within 10 days of filing a financing application.

8 IT IS FURTHER ORDERED that a party's consent to email service shall not become effective
9 until a Procedural Order is issued approving the use of email service for the party. The Procedural
10 Order shall be issued only after the party has completed steps 1 through 4 above, and the Hearing
11 Division has verified receipt of an email from the party's designated email address.

IT IS FURTHER ORDERED that withdrawal of representation must be made in compliance with A.A.C. R14-3-104(E) and Rule 1.16 of the Rules of Professional Conduct (under Arizona Supreme Court Rule 42). Representation before the Commission includes the obligation to appear at all hearings, procedural conferences, and Open Meetings for which the matter is scheduled for discussion, unless counsel has previously been granted permission to withdraw by the Administrative Law Judge or Commission.

24 DATED this 22nd day of March, 2016.

3

Copies of the foregoing mailed/delivered
this 22nd day of March, 2016 to:

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